

JOHN F. COOK  
MAYOR

JOYCE WILSON  
CITY MANAGER



CITY COUNCIL  
ANN MORGAN LILLY, DISTRICT 1  
SUSIE BYRD, DISTRICT 2  
EMMA ACOSTA, DISTRICT 3  
CARL L. ROBINSON, DISTRICT 4  
MICHEL R. NOE, DISTRICT 5  
EDDIE HOLGUIN JR., DISTRICT 6  
STEVE ORTEGA, DISTRICT 7  
CORTNEY CARLISLE NILAND, DISTRICT 8

## **AGENDA FOR REGULAR COUNCIL MEETING**

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September 25, 2012  
COUNCIL CHAMBERS, CITY HALL  
8:30 a.m.

AND

LEGISLATIVE REVIEW MEETING OF THE WHOLE  
10<sup>th</sup> FLOOR CONFERENCE ROOM  
September 24, 2012  
9:00 a.m.

NOTICE: At any time during the Council meeting, the City Council may meet in executive session pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss items as permitted by law.

***PLEASE NOTE: If items are scheduled for the Executive Session, the Council will move to Executive Session at 12:00 p.m. (noon) for the consideration of those items, or will hear the items at the end of the agenda or as determined by the Presiding Officer, whichever occurs first.***

### **ROLL CALL**

**INVOCATION by Police, Fire and CIMA Chaplain Sam Faraone**

### **PLEDGE OF ALLEGIANCE**

### **MAYOR'S PROCLAMATIONS**

1. EL PASO MARATHON RUNNERS' DAY
2. ABUNDANT LIVING FAITH CENTER DAY
3. DR. MEHRNOOSH DARJ DAY
4. LIFE INSURANCE AWARENESS DAY
5. DOMESTIC VIOLENCE AWARENESS MONTH IN EL PASO
6. B. TAYLOR DAY

### **CALL TO THE PUBLIC – PUBLIC COMMENT**

**This time is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda.**

A sign-up form is available on line at [https://www.elpasotexas.gov/muni\\_clerk/contact\\_public.asp](https://www.elpasotexas.gov/muni_clerk/contact_public.asp) for those who wish to sign up in advance of the meeting date and a sign-up form is available outside the City Council Chambers at the City Clerk table for those who wish to sign up on the day of the meeting.

**NOTICE:**

Requests to speak must be received by **8:30 a.m.** on the date of the meeting.

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

**NOTICE TO THE PUBLIC**

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members. Prior to the vote, members of the audience may ask questions regarding items on the consent agenda. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting. The wording of all agenda items shall appear in the minutes of this meeting of the City Council as posted, unless otherwise revised by this or other motion of Council, without the necessity of the City Clerk reading the wording of each item into the record.

**CONSENT AGENDA**

**1. APPROVAL OF MINUTES:**

Approval of Minutes for the Regular City Council Meeting of September 18, 2012 and the LRC of the Whole of September 10, 2012 and the Special City Council Meeting of September 17, 2012. [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

**2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**

Mayor John F. Cook

**3. RESOLUTIONS:**

**3A.** That the City Manager be authorized to sign a Lessor's Acknowledgment of Assignment of the Butterfield Trail Industrial Park Lease by and between the City of El Paso and PWR12-MAC Industrial Portfolio Southwest LLC for the following described property: Lot 1, Block 11, Butterfield Trail Industrial Park Unit Two, Foreign Trade Zone No. 68, City of El Paso, El Paso County, Texas, and municipally known and numbered as 25 Butterfield Trail Blvd., El Paso, Texas. **(All Districts)** [Airport, Monica Lombrana, (915) 780-4724]

**3B.** That the City Manager be authorized to sign a Lessor's Acknowledgment of Assignment of the Butterfield Trail Industrial Park Lease by and between the City of El Paso and PWR12-MAC Industrial Portfolio Southwest LLC for the following described property: Portions of Lots 4, 5, 6 and 7, Block 2, Butterfield Trail Industrial Park Unit One, Replat "A", City of El Paso, El Paso County, Texas, municipally known and numbered as 15 Zane Grey Blvd., El Paso, Texas. **(All Districts)** [Airport, Monica Lombrana, (915) 780-4724]

**3C.** That the City Manager be authorized to sign a Lessor's Acknowledgment of Assignment of the Butterfield Trail Industrial Park Lease by and between the City of El Paso and PWR12-MAC Industrial Portfolio Southwest LLC for the following

described property: A portion of Lot 5, Block 1, Butterfield Trail Industrial Park Unit One, Replat "A", City of El Paso, El Paso County, Texas, municipally known and numbered as 7 Leigh Fisher Blvd., El Paso, Texas. **(All Districts)**  
[Airport, Monica Lombrana, (915) 780-4724]

**3D.** That the City Manager be authorized to sign an Industrial Site Lease by and between the City of El Paso ("Lessor") and Larroc, Inc. ("Lessee") for the property described as: Portions of Lot 4 and Lot 5, Block 5, El Paso International Airport Tracts, Replat of Unit 4, City of El Paso, El Paso County, Texas, and municipally known and numbered as 6440 Boeing Dr., El Paso, Texas. **(District 3)**  
[Airport, Monica Lombrana, (915) 780-4724]

**3E.** That the City Manager be authorized to sign a Lessor's Acknowledgment of Assignment of the Butterfield Trail Industrial Park Lease by and between the City of El Paso and PWR12-MAC Industrial Portfolio Southwest LLC for the following described property: A portion of Lot 5, Block 8, Butterfield Trail Industrial Park Unit One, Replat "A", and all of Lot 6, Block 8, Butterfield Trail Industrial Park, Unit One, Replat "B", City of El Paso, El Paso County, Texas, municipally known and numbered as 11 Leigh Fisher Blvd., El Paso, Texas. **(All Districts)**  
[Airport, Monica Lombrana, (915) 780-4724]

**3F.** That the City Manager be authorized to sign a Lessor's Approval of Sublease between the City of El Paso ("Lessor"), Cutter Aviation El Paso, Inc. ("Lessee"), and IFL Group ("Sublessee") regarding a portion of the premises located at 253 George Perry Blvd., El Paso, Texas. **(All Districts)**  
[Airport, Monica Lombrana, (915) 780-4724]

**3G.** That the City Manager be authorized to sign the Third Amendment to the Agreement for Professional Services by and between the City of El Paso and Kimley-Horn and Associates, Inc., a North Carolina Corporation, for a project known as "Runway 8R-26L Extension" to add additional professional services to include coordination pertaining to the approach lighting system, its electrical components and electrical revisions requested by the FAA and additional documentation review regarding civil and electrical items, in the amount of \$65,690.64, thereby extending the contract amount from \$1,059,625.55 to \$1,125,316.19; and that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this agreement. **(All Districts)**  
[Engineering and Construction Management, Irene Ramirez, (915) 541-4428]

**3H.** That the City Manager be authorized to sign an Agreement for Professional Services by and between the CITY OF EL PASO and PARKHILL, SMITH & COOPER, INC., for a project known as "TAXIWAY A REALIGNMENT" for an amount not to exceed \$366,492 and that the City Engineer be authorized to approve up to \$50,000 in additional services, for a total contract amount not to exceed \$416,492; and that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this agreement. **(All Districts)**  
[Engineering and Construction Management, Irene D. Ramirez, (915) 541-4428]

**3I.** That the procurement of goods and services to repair and replace the malfunctioning and obsolete Uninterrupted Power Supply (UPS) unit at the El Paso Police Department is exempt under State law because the expenditure preserves

and protects the public safety of the citizens of the City of El Paso and resulted from unforeseen damage to public property and equipment; and that the Purchasing Manager, Financial Services Department, be authorized to issue a Purchase Order to J&S Power Solutions, Inc. in the amount of \$55,210 for such emergency repairs, replacements and labor. **(All Districts)** [General Services, Stuart Ed, (915) 621-6822]  
[Financial Services, Bruce D. Collins, (915) 541-4313]

**3J.** That the City Manager be authorized to sign an Agreement (the "Agreement") by and between the City of El Paso and the AARP Foundation ("AARP"), to provide an AARP Drivers Safety Program to people ages 16 and older at designated senior centers and recreational facilities of the City at no cost to the City, with no rental fee, which serves the public purpose of providing quality of life benefits to the residents of El Paso and provides opportunity for increased public safety. **(All Districts)** [Parks and Recreation, Nanette Smejkal, (915) 541-4283]

**3K.** That the City Manager be authorized to sign an Interlocal Agreement between the City of El Paso ("The City") and the Texas Department of Transportation ("TxDOT") for the El Paso Police Department to provide uniformed officers and equipment necessary for law enforcement, general surveillance, and traffic control at and around sites for which TxDOT is providing maintenance, repair, construction and other services to State maintained roads and highways. Such services are to promote safety of construction zone workers and the traveling public. In lieu, TxDOT will pay up to \$100,000 for this service on a reimbursement basis for actual salary and vehicle costs for a twenty-four month period September 25, 2012 - September 24, 2014. **(All Districts)**  
[Police, Bob Feidner, (915) 564-7166]

#### **4. APPLICATIONS FOR TAX REFUNDS:**

That the tax refunds listed on the attachment posted with this agenda be approved. (See Attachment A) **(All Districts)** [Tax Office, Leo Fierro, Jr., (915) 541-4369]

#### **5. REQUESTS TO ISSUE PURCHASE ORDERS, ETC.:**

Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order to Advanced Security Contractors, Inc. under Region 19 Cooperative Purchasing Program, Contract #09-6356 Electronic Surveillance & Locking Systems for the purchase of Hirsch Access Control System, Maintenance and Installation for El Paso Convention and Visitors Bureau, Fire and Information Technology Departments and purchase of nine Sentinel H.264 2.0 Cameras and one Axis 1 MP Dome Network Camera (HDTV) for Information Technology Department. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Region 19 Cooperative Purchasing Program was approved by Mayor and City Council on March 4, 2008.

Departments:	El Paso Convention and Visitors Bureau Information Technology
Award to:	Advance Security Contractors, Inc. El Paso, Texas
Total Estimated Award:	\$266,037.83
Account No.:	190-28340-4560-580100-PCP121T010

Funding Source: IT Capital Funds  
 Account No: 322-22130-2720-2010SSST801  
 Funding Source: UASI Grant Funding  
**Districts:** **All**  
 Reference No.: 2013-030

This is a Cooperative, unit price contract.  
 [Convention and Visitors Bureau, William Blaziek, (915) 534-0601]  
 [Fire, Otto Drozd, (915) 485-5600]  
 [Information Technology, Miguel Gamino, (915) 541-4288]  
 [Financial Services, Bruce D. Collins, (915) 541-4313]

**6. BIDS:**

**6A.** The award Solicitation No. 2012-297 for Parks Upgrade 2012 – Playground Equipment Citywide to Kaizen Construction Services, LLC for a total estimated amount of \$94,417.

Department: Parks and Recreation  
 Award to: Kaizen Construction Services, LLC  
 Base Bid I: \$ 19,456.00  
 Base Bid II: \$ 25,623.00  
 Base Bid III: \$ 12,052.00  
 Base Bid IV: \$ 8,758.00  
 Base Bid V: \$ 9,317.25  
 Base Bid VI: \$ 10,179.00  
 Base Bid VII: \$ 9,031.75  
 Total Estimated Award: \$ 94,417.00  
 Time for Completion: 180 Consecutive Calendar Days  
 Account No.: 190 – 28340 – 580270- 4560  
 Funding Source: 2012 - 2013 Certificates of Obligation  
**Districts:** **4, 5, 6 and 7**

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measured quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit-price contract. The Engineering and Construction Management Department and Parks and Recreation Department recommend award as indicated to the lowest responsive and responsible bidder.  
 [Engineering and Construction Management, Irene D. Ramirez, (915) 541-4428]

- 6B.** The award of Solicitation No. 2012-237 (Fleet Vehicle Service Bodies) to Alamo Industries, Inc. dba Alamo Auto Supply for a total award of \$59,300.

Department: General Services  
Award to: Alamo Industries, Inc. dba Alamo Auto Supply  
El Paso, TX  
Items: All  
Option: To purchase 100% at the same unit price if exercised within 180 days from date of award  
Unit Amount: \$29,650 (per unit, base price plus communications package)  
Total Award: \$59,300 (for 2 units)  
Account No.: 231 – 37010 – 580550 – 4710 – PFLESVC01  
Funding Source: General Services – Buses, Large Trucks  
**Districts: All**

This is a low bid, fixed-price, single (one-time) purchase.

The Financial Services - Purchasing Division and General Services recommend award as indicated to Alamo Industries, Inc. dba Alamo Auto Supply, the sole responsive, responsible bidder.

[General Services, Stuart Ed, (915) 621-6822]

[Financial Services, Bruce D. Collins, (915) 541-4313]

- 6C.** The award of Solicitation No. 2012-234 (Landfill Alternate Daily Cover Machine) to Beebe Environmental, LLC. for a total award of \$68,890.

Department: General Services  
Award to: Beebe Environmental, LLC.  
Beaumont, TX  
Items: All  
Option: To purchase 100% at the same unit price if exercised within 90 days from date of award  
Unit Amount: \$68,890 (per unit)  
Total Award: \$68,890 (for 1 unit)  
Account No.: 334 – 34060 – 580290 – 3150 – PSWM0170  
Funding Source: Environmental Services – Heavy Off Road Equipment  
**Districts: All**

This is a low bid, fixed-price, single (one-time) purchase.

The Financial Services - Purchasing Division and General Services recommend award as indicated to Beebe Environmental, LLC., the lowest responsive, responsible bidder.

[General Services, Stuart Ed, (915) 621-6822]

[Financial Services, Bruce D. Collins, (915) 541-4313]

**REGULAR AGENDA - INTRODUCTIONS**

**7. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:**

**Public comment typically is not taken during the introduction of ordinances.  
Public comments are invited at the date of the scheduled public hearing.**

- 7A.** An Ordinance vacating a portion of 9.5' alley adjacent to Lots 23 and 24, Block 1, Map of Orchard Addition, City of El Paso, El Paso County, Texas SURW12-00015 Applicant Information: Jaime Lopez, Jr., 204 Hardesty, El Paso, TX 79905 **(District 8)** [City Development, Raul Garcia, (915) 541-4935]
- 7B.** An Ordinance vacating a portion of 9.5' alley adjacent to Lots 19 and 20, Block 1, Map of Orchard Addition, City of El Paso, El Paso County, Texas SURW12-00012 Applicant Information: Jose D. Lucero, 210 Hardesty, El Paso, TX 79905 **(District 8)** [City Development, Raul Garcia, (915) 541-4935]
- 7C.** An Ordinance vacating a portion of 9.5' alley adjacent to Lots 10 and 11, Block 1, Map of Orchard Addition, City of El Paso, El Paso County, Texas SURW12-00002 Applicant Information: Eva R. Valles, 218 Hardesty, El Paso, TX 79905 **(District 8)** [City Development, Raul Garcia, (915) 541-4935]

**PUBLIC HEARING WILL BE HELD ON OCTOBER 2, 2012, FOR ITEMS 7A – 7C**

- 7D.** An Ordinance changing the zoning of Lots 9-14, Block 25, Third Amended Map of Highland Park Addition, City of El Paso, El Paso County, Texas from R-5 (Residential) to S-D (Special Development) and imposing a condition. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 2413 Tremont Avenue. Property Owner: Hector F. Barraza. PZRZ12-00022 **(District 2)** [City Development, Andrew Salloum, (915) 541-4633]

**PUBLIC HEARING WILL BE HELD ON OCTOBER 16, 2012, FOR ITEMS 7D**

Public Hearings will be held as part of the regular City Council meeting that begins at approximately 8:30 a.m. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances; no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Thursday, 7:00 a.m. to 6:00 p.m.

**REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS**

**8. FIRE:**

- 8A.** Discussion and action on the request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order to Siddons-Martin Emergency Group under Texas Association of School Boards (TASB) BuyBoard, Contract No. 399-12 for the purchase of three Fire Apparatus. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Texas Association of School Boards (TASB) BuyBoard Cooperative Purchasing Program was approved by Mayor and City Council on August 21, 2007.

Department: Fire  
Award to: Siddons-Martin Emergency Group  
Houston, TX  
Total Estimated Award: \$2,452,667 (3 units)  
Account No.: 190 – 28300 – 580060 – 4710 – PSTM06PW555  
322 – 22090 – 580060 - 4960  
190 – 280300 – 580060 – 4710 – PSTM06PW555  
Funding Source: 2012 Certificates of Obligation  
2009 Certificate of Obligation  
Capital Equipment Lease Agreement: 2009 Certificate of Obligation  
Reference No.: 2013-021  
**Districts: 1, 3 and 5**

This is a Cooperative, unit price contract.  
[Fire, Terry Kebschull, (915) 771-1068]  
[Financial Services, Bruce D. Collins, (915) 541-4313]

- 8B.** Discussion and action on the request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order to Daco Fire Equipment, Inc. under Houston Galveston Area Council Cooperative (HGAC), Contract No. FS12-11 for the purchase of two emergency vehicles/apparatus. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Houston Galveston Area Council Cooperative (HGAC) was approved by Mayor and City Council on May 8, 2007.

Department: Fire  
Award to: Daco Fire Equipment, Inc.  
Lubbock, TX  
Total Estimated Award: \$849,446 (2 units)  
Account No.: 322 – 22090 – 580060 – 4960  
Funding Source: Capital Equipment Lease Agreement  
Reference No.: 2013-022  
**District: 6**

This is a Cooperative, unit price contract.  
[Fire, Terry Kebschull, (915) 771-1068]  
[Financial Services, Bruce D. Collins, (915) 541-4313]

**9. DEPARTMENT OF TRANSPORTATION:**

Discussion and action on the award of Solicitation No. 2012-281 (Traffic Cabinets) to McCain Inc. and Paradigm Traffic Systems, Inc. for an initial term estimated award of \$918,600.

Department: Department of Transportation



Award to: Vendor 1:	McCain Inc. League City, TX
Items:	1 and 3
Initial Term:	3 Years
Option:	2 Years
Annual Estimated Award:	\$ 279,000
Initial Term Estimated Award:	\$ 837,000 (3 Years)
Total Estimated Award:	\$1,395,000 (5 Years)
Award to: Vendor 2:	Paradigm Traffic Systems, Inc. Arlington, TX
Items:	2
Initial Term:	3 Years
Option:	None
Annual Estimated Award:	\$ 27,200
Total Estimated Award:	\$ 81,600 (3 Years)
Annual Estimated Award:	\$ 306,200
Initial Estimated Award:	\$ 918,600 (3 Years)
Total Estimated Award:	\$1,476,600 (5 years)
Account No.:	32010288-503203-01101
Funding Source:	Public Access Maintenance & Repairs – General Fund FY 13
<b>Districts:</b>	<b>All</b>

This is a low bid, unit price contract.

The Financial Services - Purchasing Division and Department of Transportation recommend award as indicated to McCain Inc. and Paradigm Traffic Systems, Inc. the lowest responsive, responsible bidders

[Department of Transportation, Ted Marquez, (915) 621-6750]

[Financial Services, Bruce D. Collins, (915) 541-4313]

#### 10. INTERNATIONAL BRIDGES:

Discussion and action on the award of Solicitation No. 2012-193 (Single Space Parking Meters) to Duncan Parking Technologies, Inc. for a total estimated award of \$1,660,150.

Department:	International Bridges
Award to:	Duncan Parking Technologies, Inc. Carlsbad, CA
Items:	All
Initial Term:	5 Years
Option:	None
Year 1 (One-time fee for Parts 1 thru 3):	
Grand Total Part 1:	\$ 704,950 (Parts)
Grand Total Part 2:	\$ 130,200 (Parts)
Grand Total Part 3:	\$ 6,000 (Training)
Grand Total Part 4:	\$ 163,800 (Annual Credit Card Fees)
Grand Total Year 1:	\$1,004,950 (Parts 1 thru 4)
Year 2 Part 4 Annual Fee:	\$ 163,800 (Annual Credit Card Fees)
Year 3 Part 4 Annual Fee:	\$ 163,800 (Annual Credit Card Fees)

Year 4 Part 4 Annual Fee:	\$ 163,800 (Annual Credit Card Fees)
Year 5 Part 4 Annual Fee:	\$ 163,800 (Annual Credit Card Fees)
Grand Total 5 Years:	\$1,660,150
Total Estimated Award:	\$1,660,150
Account No.:	Internal Financing through the Bridges Enterprise Fund
Funding Source:	Internal Financing through the Bridges Enterprise Fund
<b>Districts:</b>	<b>All</b>

This is a low bid, service contract.

That the City Council authorizes the City Manager to execute any and all documents related to this transaction, and make any necessary budget transfers necessary to implement this project. The costs will be capitalized and payment budgeted annually from parking meter revenues over a period not to exceed the life of the assets.

The Financial Services - Purchasing Division and International Bridges recommends award as indicated to Duncan Parking Technologies. Inc., the lowest, responsive, responsible bidder.

[International Bridges, Said Larbi-Cherif, (915) 533-7428]

[Financial Services, Bruce D. Collins, (915) 541-4313]

## **REGULAR AGENDA – OTHER BUSINESS**

### **11. CITY ATTORNEY'S OFFICE:**

Discussion and action on Petition of El Paso Electric Company for Approval of Rate Schedule 25-A-Large Power Service-Experimental Off Peak Rate filed with the City of El Paso and with the Public Utility Commission of Texas, PUC Docket No. 40641.

**(All Districts)** [City Attorney's Office, Sylvia Borunda Firth, (915) 541-4550]

### **12. CITY DEVELOPMENT:**

Discussion and action to approve a Resolution to authorize the City Manager to execute, on behalf of the City of El Paso, a Contract of Sale with Harl E. Dixon for the purchase of 227 Campbell 1 to 5 and 227 Campbell 6 to 8, addition to the City of El Paso, El Paso County Texas, municipally known as 801 and 811 Texas respectively. This property is intended to house the City Development Department plus additional customer service operations. **(District 8)**

[City Development, Mathew McElroy, (915) 541-4897]

[City Development, Jane Tomchik, (915) 541-4897]

**POSTPONED FROM 9-18-12**

### **13. MAYOR AND COUNCIL:**

**13A.** Discussion and action on the proposed locations of soccer/sports fields throughout the city that will be included in the Quality of Life Bond Election.

**(All Districts)** [Representative Michiel Noe, (915) 541-4189]

**13B.** Discussion and action to reconsider or change action on a Resolution that City Council adopt policies and procedures for the 39th Year (2013-2014) Community Development Block Grant (CDBG) Program, the 2013-2014 Emergency

Solutions Grant (ESG) Program and the 2013-2014 Housing Opportunities for Persons with AIDS (HOPWA) Program, all such policies and procedures.

**(All Districts)** [Representative Michiel Noe, (915) 541-4189]

- 13C.** Discussion and action regarding a Resolution that the City of El Paso is proud to call for the establishment of the historic Organ Mountains-Desert Peaks National Monument in order to preserve areas within our region of historic, scientific, and scenic value for current and future generations, and that the City of El Paso requests that the President of United States use his authority under the 1906 Antiquities Act to establish the Organ Mountains-Desert Peaks National Monument. **(All Districts)** [Representative Susie Byrd, (915) 541-4416]

### **EXECUTIVE SESSION**

The City Council of the City of El Paso may retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act and the Rules of City Council.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

Section 551.071	CONSULTATION WITH ATTORNEY
Section 551.072	DELIBERATION REGARDING REAL PROPERTY
Section 551.073	DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074	PERSONNEL MATTERS
Section 551.076	DELIBERATION REGARDING SECURITY DEVICES
Section 551.087	DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

- EX1.** Potential litigation regarding the Zoo train. (551.071)  
[City Attorney's Office, Laura P. Gordon, (915) 541-4550]
- EX2.** Andres Cortez v. Jorge Gonzalez, et. al.; Cause No. EP-12-CV-00050-PRM (551.071)  
[City Attorney's Office, Kenneth Krohn, (915) 541-4550]
- EX3.** Petition of El Paso Electric Company for Approval to Revise Military Base Discount Recovery Factor Tariff pursuant to PURA §36.354, PUC Docket No. 40547. (551.071)  
[City Attorney's Office, Sylvia Borunda Firth, (915) 541-4550]
- EX4.** Cause No. EP-12-CV-0281-FM, Derek Lamar Jackson v. City of El Paso, Et al., In the United States District Court for the Western District of Texas [City Attorney's Office, Kenneth Krohn, 541-4550 Section 551.071 ].

### **NOTICE TO THE PUBLIC:**

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print, or audiotape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

**ALL REGULAR CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY THURSDAY AT THE ADDRESS BELOW:**

<http://www.elpasotexas.gov/>